

FILED

UNITED STATES COURT OF APPEALS

JUL 16 2012

FOR THE NINTH CIRCUIT

MOLLY C. DWYER, CLERK
U.S. COURT OF APPEALS

DENNIS MONTGOMERY, an individual;
MONTGOMERY FAMILY TRUST, a
California Trust,

Plaintiffs,

v.

ETREPPID TECHNOLOGIES, a Nevada
LLC; WARREN TREPP, an individual;
EDRA BLIXSETH; OPSRING, LLC,

Defendants,

and

TERI PHAM,

Movant - Appellant,

v.

MICHAEL FLYNN,

Movant - Appellee.

No. 10-15958

D.C. No. 3:06-cv-00056-PMP-
VPC

District of Nevada

Order Approving Settlement and
Remanding for Termination of
Sanctions Proceedings

DENNIS MONTGOMERY, an individual;
MONTGOMERY FAMILY TRUST, a
California Trust,

Plaintiffs,

DEBORAH A. KLAR,

Movant - Appellant,

v.

ETREPPID TECHNOLOGIES, a Nevada
LLC; WARREN TREPP, an individual;
EDRA BLIXSETH; OPSRING, LLC,

Defendants,

and

MICHAEL FLYNN,

Movant - Appellee.

No. 10-15960

D.C. No. 3:06-cv-00056-PMP-
VPC

District of Nevada,
Reno

Before: W. FLETCHER and RAWLINSON, Circuit Judges, and WRIGHT,
District Judge.*

These appeals arise out of a March 31, 2009, sanctions order entered by
Magistrate Judge Valerie Cooke (Magistrate Judge Proceedings) in Montgomery v.
eTreppid Technologies (District Court No. 3:06-CV-0056-PMP-VPC). The parties

* The Honorable Otis D. Wright, II, District Judge for the U.S. District
Court, Central District of California, sitting by designation.

have reached a confidential settlement of the matter. Pursuant to the terms of the settlement, the parties filed a Joint Motion for Approval of Settlement and for Remand to District Court with Instructions to Terminate Sanctions Proceedings (Joint Motion). The Joint Motion is granted.

These matters are remanded to the District Court with instructions to terminate and take no further action with respect to or arising out of the Magistrate Judge Proceedings as to Deborah Klar, Teri Pham, and the Law Firm of Liner Grode Stein Yankelevitz Sunshine Regenstreif & Taylor LLP.

This order shall have no effect on any existing judgment entered in favor of Michael J. Flynn against Dennis Montgomery, Brenda Montgomery, or the Montgomery Family Trust in Montgomery v. eTreppid Technologies (District Court No. 3:06-CV-0056-PMP-VPC) or otherwise.

REMANDED to the district court with instructions to terminate sanction proceedings to conform with this order. The copy of this order shall act as and for the mandate of this court.